

Message Text

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61

ACTION EUR-12

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FM AMEMBASSY BELGRADE

TO SECSTATE WASHDC 2805

INFO AMEMBASSY VIENNA

AMCONSUL ZAGREB

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E.O. 11652 : N/A

TAGS: PFOR YO AU US

SUBJECT: YUGOSLAV STATEMENT ON AUSTRIAN STATE TREATY
ANNIVERSARY

1. FEDERAL EXECUTIVE COUNCIL ISSUED DECLARATION MAY 13, IN CONNECTION WITH 20TH ANNIVERSARY OF SIGNING OF AUSTRIAN STATE TREATY, REITERATING YUGOSLAV CLAIMS THAT AUSTRIA IS NOT FULFILLING OBLIGATIONS UNDER STATE TREATY. MAY 13 TANJUG COMMENTED BY NORMALLY AUTHORITATIVE DIPLOMATIC EDITOR VELIMIR BUDIMIR NOTES YUGOSLAV CONCERN AT SITUATION AND STATES NON-FULFILLMENT OF STATE TREATY PROVISIONS "SHOULD BE MATTER OF CONCERN TO REST OF SIGNATORY COUNTRIES AS WELL." WE ASSUME TEXT OF DECLARATION (PUBLISHED IN FULL IN BORBA AND POLITIKA AND QUOTED EXTENSIVELY IN TANJUG) IS AVAILABLE TO DEPARTMENT. INDICATION OF IMPORTANCE YUGOSLAV PLACE ON THIS MOVE IS THAT THEY TOOK HIGHLY UNUSUAL STEP OF CALLING IN FOREIGN PRESS CORPS AT NOON MAZD13 TO DISTRIBUTE TEXT (IN ENGLISH), AND HAND-DELIVERED COPIES TO EMBASSIES.

2. OUR READING OF DECLARATION INDICATES YUGOSLAVS MAY NOW BE TAKING A MORE LEGALISTIC VIEW OF AUSTRIAN COMMITMENTS IN STATE TREATY THAN HAS BEEN TRUE IN PAST PUBLIC STATEMENTS. MOST INTERESTING ASPECT,
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HOWEVER, IS BUDIMIR COMMENT WHICH MAY WELL INDICATE

YUGOSLAV PLANS TO INVOLVE OTHER SIGNATORIES OF TREATY
REFERRED TO AS GUARANTORS IN THE RELEASE) IN DISPUTE.

3. WHILE WE CANNOT JUDGE THE MERITS OF THE YUGOSLAV ARGUMENTS,
DEPARTMENT LEGAL EXPERTS MAY WANT TO TAKE LOOK AT YUGOSLAV
ALLEGATIONS, PARTICULARLY IN VIEW OF FOLLOWING ARTICLES OF
STATE TREATY:

ARTICLE 7, PARAGRAPHS 3 AND 5 (ROAD SIGNS DISPUTE AND
ACTIVITIES OF HEIMATDIENST), ARTICLE 9, PARAGRAPHS
1 AND 3 (HEIMATDIENST ACTIVITY); ARTICLE 9, PARAGRAPHS
2 AND 3 (ALLEGED USTASHI ACTIVITY IN AUSTRIA, AS THEY
MIGHT RELATE TO POSSIBLE US OBLIGATIONS IN CONNECTION
WITH STATE TREATY.

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